IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

APPEAL NO.486 OF 2005
IN
NOTICE OF MOTION NO.1368 OF 2004
IN
SUIT NO.162 OF 2002

Apple Finance Limited	Appellants
vs.	
Canara Bank	Respondents
And	
The Court Receiver,High Court, Bombay.	Respondents
and	
Jayasharda Realty Private Limited.	Respondents

Mr.Virag Tulzapurkar i/b.M/s.Kanga & Co. for the appellants.

Mr.Ankit H. Kapadia i/b.M/s.Dave Girish & Co. for the respondent no.1.

CORAM : R. M. LODHA &
J.P. DEVADHAR,JJ.

DATED : 18th July 2005

P.C.

In view of the fresh bids received pursuant to the fresh advertisement which is far above the bid of Rs.135 crores 50 lacs given by M/s.Jaysharda Realty Pvt. Ltd., the matter has to be reconsidered by the learned motion Judge on the Receiver's report as already directed in paragraph 2(iv) of the order dated 6th May 2005.

2. All contentions of the parties are kept open to be

agitated before the motion Judge as and when the hearing on the fresh Court Receiver's report takes place. Nothing survives in the appeal to be considered by us in view of what we have observed above.

3. Appeal is disposed of accordingly.

(R.M. LODHA,J.)

(J.P. DEVADHAR,J.)